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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

(SOUTHERN DIVISION – SANTA ANA)

In Re: Toyota Motor Corp. Unintended
Acceleration Marketing, Sales Practices,
and Products Liability Litigation

This document relates to:

ALL CASES

) Case No. 8:10ML02151 JVS (FMOx)
)
) Assigned to: Hon. James V. Selna
) Discovery: Mag. Fernando M. Olguin
)
) DEFENDANTS TOYOTA MOTOR
) SALES, U.S.A., INC.; TOYOTA MOTOR
) NORTH AMERICA, INC.; TOYOTA
MOTOR MANUFACTURING,
CALIFORNIA, INC.; TOYOTA MOTOR
ENGINEERING & MANUFACTURING
NORTH AMERICA, INC.; AND CTS
CORPORATION'S SEPARATE STATUS
CONFERENCE REPORT

Date of Hearing: November 9, 2010
Time: 1:30 p.m.

1 In preparation for the Status Conference on November 9, 2010, Defendants Toyota
2 Motor Sales, U.S.A., Inc.; Toyota Motor North America, Inc., Toyota Motor Manufacturing,
3 California, Inc.; Toyota Motor Engineering & Manufacturing North America, Inc.; and CTS
4 Corporation submit their Separate Status conference Report.

5 **1. Status of MDL Discovery:**

6 At the September 20, 2010 Status Conference, the Court lifted the stay on discovery,
7 in part, to permit Plaintiffs in this coordinated proceeding to participate in Phase I discovery
8 in the federal MDL proceeding. The parties have been working diligently on completing the
9 Phase I discovery. The parties have also been meeting and conferring regarding the
10 Phase II Discovery Plan but have not been able to agree on the discovery to be included in
11 Phase II. The parties are briefing their respective positions and expect to be heard by
12 Judge Selna on the outstanding issues during the November 9, 2010 status conference in
13 the MDL proceeding.

14 **2. Agreements regarding deadlines for filing of Master Consolidated Class**
15 **Action Complaints and response and regarding Electronic Service:**

16 The parties have reached an agreement regarding Plaintiffs' deadline to file master
17 consolidated complaints and Toyota Defendants' deadline to file their responsive pleading.
18 Plaintiffs shall file their Master Consolidated Class Action Complaints no later than
19 December 15, 2010, and Defendants' responsive pleading shall be filed no later than 75
20 days after the filing of the Master Consolidated Complaints.

21 The parties also reached an agreement regarding authorizing electronic service of
22 documents by utilizing the services of CASE ANYWHERE and its litigation system.

23 The parties are currently working on finalizing the stipulations regarding the parties'
24 agreements on the filing deadlines for the pleadings and electronic service, and respectfully
25 request that the Court execute the proposed orders that will be filed along with the
26 Stipulations, before or during the November 9, 2010 status conference.
27
28

1 **3. Clarification Regarding Lemon Law Discovery:**

2 On October 5, 2010, the Court issued a Minute Order permitting limited discovery in
3 the lemon law actions accede to this coordinated proceeding. On October 29, 2010, the
4 Toyota Defendants filed their Request for Clarification of the Court's Order Regarding
5 Lemon Law Discovery. Specifically, the Toyota Defendants requested clarification that the
6 scope of discovery permitted in the lemon law actions under the order does not include
7 discovery on unintended acceleration or alleged manufacturing or design defects related to
8 alleged unintended acceleration in Toyota or Lexus vehicles. The Toyota Defendants
9 request to be heard on this issue at the Status Conference on November 9, 2010.

10 **4. Protective Order:**

11 The parties met and conferred over the terms of a Protective Order but have been
12 unsuccessful in reaching agreement on the terms of the Order. The parties agreed to brief
13 this issue with the following briefing schedule: Plaintiffs brief to be filed on October 29,
14 2010 and the Toyota Defendants' response to be filed on November 5, 2010. The Toyota
15 Defendants request that the Court hear and determine the outstanding issues relating to
16 Protective Order during the November 9, 2010 Status Conference.

17 **5. Pending Motion to "Add On" Cases:**

18 On October 26, 2010, the Toyota Defendants filed a Motion to "Add On" Cases in
19 connection with seven lawsuits recently filed.

20
21 Dated: November 3, 2010

Respectfully submitted,

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23 By: /s/ Vincent Galvin

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